

## Message Text

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S E C R E T STATE 028134

EXDIS, MILITARY ADEES HANDLE AS SPECAT EXCLUSIVE

E.O. 11652: GDS

TAGS: PFOR, MARR, MASS, TU

SUBJECT: TURKISH BASE NEGOTIATIONS - ASSISTANCE AND  
DURATION/TERMINATION

REF: (A) ANKARA 919, (B) STATE 26988, (C) STATE 24480

1. IN RESPONSE TO PARA 2 OF REF A, WE ARE CONCERNED THAT  
OMISSION OF APPROPRIATE REFERENCE TO US RESTRICTIONS ON  
FMS AND MAP IN US PARA ONE OF ASSISTANCE ARTICLE WOULD BE  
CONSTRUED BY TURKS, AND CONGRESS, AS PROVIDING MORE UN-  
QUALIFIED COMMITMENT THAN WE ARE LEGALLY CAPABLE OF. UNDER  
GOVERNING LEGISLATION, ELIGIBILITY FOR MAP AND FMS ARE  
CONDITIONED UPON RECIPIENT COUNTRY AGREEMENT ON VARIETY OF

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SUBJECTS, INCLUDING END-USE RESTRICTIONS. 1947

AGREEMENT SATISFIES THIS REQUIREMENT FOR MAP AND FMS.  
FMS CONTRACTS (DD 1513) ALSO INCORPORATE END-USE PROVISIONS  
OF 1947 AGREEMENT BY REFERENCE.

2. IF NEW DCA SILENT ON FOREGOING QUALIFICATION, POSSIBILITY EXISTS THAT TURKS COULD CONSTRUCT IT AS SUPERSEDING 1947 AND OTHER PREVIOUS AGREEMENTS. CONGRESS WILL ALSO PRESS AS TO WHETHER BASIC USE RESTRICTIONS ARE CLEARLY UNDERSTOOD BY TURKS. AMBIGUITY RAISED BY DELETION OF ANY QUALIFICATION, THEREFORE, MUST BE AVOIDED. YOU SHOULD BE

CERTAIN TURKS APPRECIATE THAT WE HAVE NO AUTHORITY TO FURNISH SECURITY ASSISTANCE EXCEPT AS US LAW PERMITS, AND THE QUESTION POSED IS HOW TO EXPRESS THIS TO OUR MUTUAL SATISFACTION IN THE CONTEXT OF THE ASSISTANCE CONTEMPLATED UNDER THE NEW DCA (REF STATE 7662, PARA 3, LAST TICK).

3. IN LIGHT OF TURKS' RESPONSE TO FORMULAS IN REFS A AND C, IT APPEARS WE ARE RUNNING SHORT OF POSSIBILITIES. WE HAVE TWO OTHER ALTERNATIVES YOU MAY EXPLORE WITH ELEKDAG. WE COULD DELETE "INCLUDING THAT OF JULY 12, 1947" FROM EXISTING US TEXT (STATE 17803, PARA 4), IF THAT AGREEMENT IN PARTICULAR IS RED FLAG TO GOT. WE WOULD WANT, HOWEVER, SEPARATE WRITTEN CONFIRMATION OF SOME KIND THAT TURKS VIEW THIS AGREEMENT AS REMAINING IN FORCE. SINCE REF TO EXISTING AGREEMENTS WOULD THEN BE SO ANODYNE 'E WOULD FRANKLY BE SUSPICIOUS OF ASSURANCES ELEKDAG HAS GIVEN YOU CONCERNING THESE AGREEMENTS IF TURKS WERE TO OBJECT TO THIS PROCEDURE. BUT YOU SHOULD TRY THIS PROCEDURE BEFORE TURNING TO SECOND ALTERNATIVE BELOW.

4. THE SECOND ALTERNATIVE WOULD BE TO DELETE THE SECOND SENTENCE OF US PARA ONE ALTOGETHER IN CONJUNCTION WITH A SEPARATE EXCHANGE OF NOTES EXPLICITLY CONFIRMING THAT MAP AND FMS FURNISHED UNDER NEW DCA WILL BE SUBJECT TO THE PROVISIONS OF THESE AGREEMENTS. AGAIN WE WOULD WANT SOME WRITTEN CONFIRMATION OF STATUS OF 1947 AGREEMENT. SUCH NOTES OF COURSE WOULD HAVE TO BE EXCHANGED SIMULTANEOUSLY WITH SIGNATURE OF AN AGREEMENT. YOU MAY TEST  
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THIS AS A FALLBACK.

5. SEPTTEL PROVIDES YOU WITH FURTHER INFORMATION AND CONTENT FOR NON-PAPER TO HAND TURKS IF REQUESTED ON INTEREST RATES APPLICABLE TO FMS-GUARANTEED LOANS (PARA 4, REF A). REF B CROSSED WITH REF A, RESPONDING TO ITS PARA 5.

6. POINTS RAISED PARAS 6 AND 7, REF A, ON DURATION,  
FUTURE ASSISTANCE PROGRAMS WILL BE ADDRESSED MORE FULLY  
IN SEPTEL. A PREAMBULAR REFERENCE TO PARTIES DESIRE  
TO CONTINUE THEIR COOPERATION AS LONG AS BOTH ADHERE TO  
NORTH ATLANTIC TREATY IS NOT RPT NOT ACCEPTABLE SUBSTI-  
TUTE (PREAMBULAR LANGUAGE IN OUR VIEW IS WITHOUT LEGALLY  
BINDING SIGNIFICANCE) BUT WE WILL CONSIDER ALTERNATIVES  
FOR PRESENT US DURATION FORMULA. LINK TO NORTH ATLANTIC  
TREATY IS CONSIDERED HERE OF GREAT IMPORTANCE IN BASING  
AGREEMENT COOPERATION ON OUR ALLIANCE RELATIONSHIP  
RATHER THAN ON A MONETARY QUID. INGERSOLL

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